IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 2454 OF 2005

Suryakant Bhikaji Shelar ... Petitioner

Vs.

Municipal Commissioner and anr. ... Respondents

Mr. M. Pradhan with Ms. Priya Agarwal i/by Halai & Co. for Petitioner.

Ms. Trupti Puranik for Respondents.

CORAM: F.I. REBELLO &
ANOOP V. MOHTA,JJ.
DATED: OCTOBER 12, 2006

P.C.:

. It is the case of the Petitioners that their construction was illegally demolished and therefore, relief is sought to reconstruct the demolished structure. Such relief cannot be granted by the writ Court as any construction whether demolished legally or illegally, can only be put up after proper licence from the Municipal Corporation. Hence, Petition rejected.

. If the Petitioner is entitled to alternative accommodation, he must either approach the Respondent and if respondent does not give him alternative accomodation, then to take out appropriate proceeding.

. There is already order of this court dated

13.3.2006 directing the Corporation to return the articles if any. The Corporation is directed to return the articles, if not already returned.

(ANOOP V. MOHTA,J.) **(F.I.REBELLO, J.)**